

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jay M. Meythaler et al.

Application No.: 10/516,899

Confirmation No.: 1565

Filed: December 3, 2004

Art Unit: 1651

For: METHOD FOR REDUCING OBSTRUCTIVE
HYDROCEPHALUS

Examiner: R. A. Davis

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

By this Office Action, the Examiner has required restriction to one of the following inventions under 35 U.S.C. §121:

- I. Claims 1 – 25, 36 and 38, drawn to a method for reducing CSF flow obstruction.
- II. Claims 26 - 35 and 37, drawn to a kit.

Responsive to the restriction requirement, Applicant elects to prosecute the invention of Group I directed to a method for reducing CSF flow obstruction, corresponding to claims 1 – 25, **without traverse.**

Consistent with this restriction requirement a species election is also required as between claims of Group I as to types of clot-reducing agents. Applicant elects (b) a defibrinogenic agent and of among defibrinogenic agents (q) anand. Claims 1-4, 9, 10, 12, 36, and 38 are consonant with this election.

Dated: September 17, 2008

Respectfully submitted,

By: /Avery N. Goldstein, Ph.D./

Avery N. Goldstein, Ph.D.

Registration No.: 39,204

GIFFORD, KRASS, SPRINKLE, ANDERSON
& CITKOWSKI, P.C.

2701 Troy Center Drive, Suite 330

Post Office Box 7021

Troy, Michigan 48007-7021

(248) 647-6000

(248) 647-5210 (Fax)

Attorney for Applicant